IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 2812 of 1997

For Approval and Signature:

HONOURABLE MR.JUSTICE B.J.SHETHNA

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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BHAGWATIKUMAR RAMJIBHAI PATEL - Petitioner(s)

Versus

COLLECTOR & 2 - Respondent(s)

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Appearance :

MR AR THACKER for Petitioner(s) : 1,
MS PB SHETH AGP for Respondent(s) : 1 - 3.

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CORAM : HONOURABLE MR.JUSTICE B.J.SHETHNA

Date : 15/02/2006

ORAL JUDGMENT

1.It is the case of the petitioner that initially lease granted in favour of the petitioner by the respondent authority on 16.3.1971 (Annexure-A) was extended from time to time. Lastly, it was renewed on 17.9.1996 for

a further period of 5 years, which was to expire in the year of 2001 (Annexure-B). Thereafter, impugned notice / order dated 10.1.1997 (Annexure-C) was issued by the Collector, Jamnagar in view of the judgment of the Hon'ble Supreme Court calling upon the petitioner to immediately stop his mining activities. The same is challenged in this petition.

2. The lease was renewed upto 2001 and that period has already expired long back, therefore, this petition would not survive any more. Accordingly, it is dismissed. Rule discharged. Interim relief granted earlier stands vacated. No order as to costs.

(B.J.SHETHNA, J.)

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